

House Engrossed Senate Bill

State of Arizona
Senate
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 276

SENATE BILL 1403

AN ACT

MAKING CAPITAL OUTLAY APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE
STATE AND FOR STATE INSTITUTIONS; REQUIRING CERTAIN REPORTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Capital outlay appropriations; major maintenance and repair of state buildings

A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the amounts appropriated in this section are appropriated for fiscal year 2004-2005 and shall be used by the applicable agency for major maintenance and repair activities for state buildings in accordance with title 41, chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less of the monies may be spent for state building modifications to comply with the federal Americans with disabilities act (42 United States Code sections 12101 through 12213 and 47 United States Code sections 225 and 611) or for major maintenance and repair activities for state infrastructure. The monies may only be used for facilities on the state building inventory or for infrastructure that directly supports those facilities. Of the amounts appropriated to the Arizona department of administration, up to \$275,000 in personal services and employee related expenditures for up to five full-time employee positions may be allocated each fiscal year until the building renewal projects are completed. All other monies appropriated in this section shall not be spent for personal services or employee related expenditures or for maintenance contracts on building components and equipment without review by the joint committee on capital review. Any monies appropriated for building renewal in fiscal year 2004-2005 that are unexpended or unencumbered on September 30, 2006 shall revert to the fund from which the monies were appropriated.

B. DEPARTMENT OF ADMINISTRATION \$ 3,500,000

Fund source:

Capital outlay stabilization fund \$ 3,500,000

The department of administration shall allocate the monies to state agencies for necessary building renewal. If monies in the capital outlay stabilization fund are insufficient to fund the appropriation to the department of administration for building renewal, the appropriation to the department of administration shall be reduced by the difference between the amount appropriated to the department of administration from the capital outlay stabilization fund and the balance in the capital outlay stabilization fund.

Of the \$3,500,000 appropriated in fiscal year 2004-2005 from the capital outlay stabilization fund to the department of administration for building renewal, the amount of \$170,000 shall be allocated for the state treasurer's office tenant improvements.

C. DEPARTMENT OF TRANSPORTATION \$ 2,780,900

Fund sources:

State highway fund \$ 2,715,000

State aviation fund \$ 65,900

1	D. ARIZONA EXPOSITION AND STATE FAIR BOARD	\$ 1,247,400
2	Fund source:	
3	Arizona exposition and state fair fund	\$ 1,247,400
4	E. GAME AND FISH DEPARTMENT	\$ 343,000
5	Fund source:	
6	Game and fish fund	\$ 343,000
7	F. ARIZONA LOTTERY COMMISSION	\$ 41,200
8	Fund source:	
9	State lottery fund	\$ 41,200
10	Sec. 2. <u>Capital outlay appropriations; major capital projects;</u>	
11	<u>game and fish department</u>	
12		<u>2004-2005</u>
13	Game and fish department:	
14	1. <u>Silver Creek hatchery improvement</u>	\$ 80,000
15	Fund source:	
16	Game and fish capital improvement fund	\$ 80,000
17	2. <u>Tri-state shooting range development</u>	\$ 300,000
18	Fund source:	
19	Game and fish capital improvement fund	\$ 300,000
20	3. <u>Sierra Vista shooting range improvement</u>	\$ 55,000
21	Fund source:	
22	Game and fish capital improvement fund	\$ 55,000
23	4. <u>Bellemont shooting range development</u>	\$ 800,000
24	Fund source:	
25	Game and fish capital improvement fund	\$ 800,000
26	The \$800,000 appropriated for continued development of the Bellemont	
27	shooting range shall revert to the game and fish capital improvement fund if	
28	pending litigation is not resolved in the state's favor.	
29	5. <u>Headquarters paving</u>	\$ 50,000
30	Fund source:	
31	Game and fish capital improvement fund	\$ 50,000
32	6. <u>Shade canopies</u>	\$ 150,000
33	Fund source:	
34	Game and fish capital improvement fund	\$ 150,000
35	7. <u>Mesa office security system</u>	\$ 30,000
36	Fund source:	
37	Game and fish capital improvement fund	\$ 30,000
38	8. <u>Tonto Creek hatchery improvements</u>	\$ 200,000
39	Fund source:	
40	Game and fish fund	\$ 200,000
41	9. <u>Statewide preventative maintenance</u>	\$ 30,000
42	Fund source	
43	Game and fish fund	\$ 30,000
44	Total appropriation - game and fish department	\$ 1,695,000

1 Fund source:

2 Game and fish capital improvement fund \$ 1,465,000

3 Game and fish fund \$ 230,000

4 Sec. 3. Capital outlay appropriations; major capital projects;
5 department of transportation

6 2004-2005

7 Department of transportation:

8 1. Statewide highway construction \$218,155,000

9 Fund source:

10 State highway fund \$218,155,000

11 The amount appropriated for highway construction is from the state
 12 highway fund for the planning and construction of state highways, including
 13 the national system of interstate highways within this state, the state
 14 primary or secondary system, the county primary or secondary system and urban
 15 rural routes, the acquisition of rights-of-way, the cost of contracted field
 16 administration and field engineering on construction projects and debt
 17 service payments on bonds issued for highway construction. Any balances and
 18 collections in the state highway fund in excess of the specific amounts
 19 appropriated in the general appropriations act and in this act are
 20 appropriated to the department for the purposes provided in this paragraph.

21 2. Airport planning and development \$ 13,540,000

22 Fund source:

23 State aviation fund \$ 13,540,000

24 The amount is appropriated from the state aviation fund for the
 25 planning, construction, development and improvement of state, county, city
 26 or town airports as determined by the state transportation board. Any
 27 balances and collections in the state aviation fund in excess of the specific
 28 amounts appropriated in the general appropriations act and in this act are
 29 appropriated to the department of transportation for the purposes provided
 30 in this paragraph.

31 3. Parker relocation \$ 500,000

32 Fund source:

33 State highway fund \$ 500,000

34 Total appropriation - department of
35 transportation \$232,195,000

36 Fund sources:

37 State highway fund \$218,655,000

38 State aviation fund \$ 13,540,000

39 Sec. 4. Capital outlay appropriations; major capital projects;
40 department of public safety

41 2004-2005

42 Department of public safety:

43 1. Remote officer housing \$ 360,000

44 Fund source:

45 Arizona highway patrol fund \$ 360,000

1 Sec. 5. Department of administration reports; FTE positions;
2 reallocations

3 A. The department of administration shall report on the status of
4 project-specific FTE positions for capital projects in its annual capital
5 budget request.

6 B. The department of administration may allocate FTE positions
7 authorized for specific projects to other projects in this act provided that
8 funding for the FTE positions is cost allocated among the projects receiving
9 benefit. The department of administration shall report any FTE position
10 reallocations to the joint committee on capital review by December 31, 2004.

11 Sec. 6. Department of transportation reports; professional and
12 outside services

13 Before the expenditure of any monies for professional and outside
14 services, including contracted field administration and field engineering,
15 the department of transportation shall submit information on professional and
16 outside services funded from the capital budget to the joint committee on
17 capital review by July 1, 2004 for review. The submitted information shall
18 contain at least as much detail for professional and outside services as the
19 department's annual operating budget.

20 Sec. 7. Use of appropriations; limitation

21 Unless otherwise specified, the monies appropriated in this act shall
22 not be spent for personal services or employee related expenditures of state
23 employees, excluding any services provided as part of the inmate construction
24 program for correctional facilities.

25 Sec. 8. Lapsing; exemption

26 Unless otherwise specified, the appropriations made in this act do not
27 lapse until the purpose for which the appropriation was made has been
28 accomplished or abandoned, or the appropriation stands for a full fiscal year
29 without an expenditure or an encumbrance.

APPROVED BY THE GOVERNOR MAY 28, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 28, 2004.

Passed the House May 20, 2004,

by the following vote: 33 Ayes,

26 Nays, 1 Not Voting

Jake Flake
Speaker of the House

Spoman L. Moore
Chief Clerk of the House

Passed the Senate May 5, 2004,

by the following vote: 22 Ayes,

8 Nays, 0 Not Voting

John Blumenthal
President of the Senate

Chaima Bell
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1403

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate May 24, 2004

by the following vote: 21 Ayes,

8 Nays, 1 Not Voting

Klu Blumeth
President of the Senate
Charmine Bellifant
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

24th day of May, 2004

at 3:49 o'clock P. M.

Wendee Ybarra
Secretary to the Governor

Approved this 28 day of

May, 2004,

at 11³⁰ o'clock A. M.

Jon R. Rye
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 28 day of May, 2004

at 1:48 o'clock P. M.

Janice K. Brewer
Secretary of State

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